

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
(Attorney Docket No. 03-465-D (400.151))

In the Application of: )  
McSwiggen et al )  
Serial No.: 10/826,966 )  
Filing Date: April 16, 2004 )  
For: RNA Interference Mediated Inhibition )  
of Gene Expression Using Chemically )  
Modified Short Interfering Nucleic )  
Acid (siNA) )

Examiner: Gibbs

Group Art Unit: 1635

Confirmation No. 2134

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

STATEMENT UNDER 37 C.F.R. § 1.821(f)

Sir/Madam:

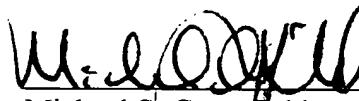
The undersigned declares that the content of the Sequence Listing, submitted in the above-identified application in compliance with 37 C.F.R. § 1.52(e) on Compact Disc-Recordable (CD-R) medium in duplicate (COPY 1 and COPY 2) in lieu of the paper copy under 37 C.F.R. § 1.821(c) and the computer readable form copy of the Sequence Listing, submitted in the above-identified application in accordance with 37 C.F.R. 1.821(e), are identical in content.

Respectfully submitted,

McDonnell Boehnen Hulbert & Berghoff LLP

Dated: September 28, 2006

By:

  
Michael S. Greenfield  
Reg. No. 37,142